



A RESOLUTION BY THE PUBLIC SAFETY AND LEGAL ADMINISTRATION
COMMITTEE:

A RESOLUTION AUTHORIZING THE SETTLEMENT OF ALL CLAIMS AGAINST CITY OF ATLANTA BY GEORGE PARSON AND NANCY PARSON IN THE CASE OF *GEORGE PARSON AND NANCY PARSON V. CITY OF ATLANTA*, STATE COURT OF FULTON COUNTY, CIVIL ACTION FILE NO. 04 VS 061283, FOR THE SUM OF \$16,847.64; AUTHORIZING SAID PAYMENT TO BE CHARGED TO AND PAID FROM ACCOUNT NO. 1A01 (GENERAL FUND) – 529017 (PROPERTY LIQUIDATION) - T31001 (NON-DEPARTMENTAL), "SETTLEMENT OF SUITS AND CLAIMS"; AUTHORIZING THE CHIEF FINANCIAL OFFICER TO DISTRIBUTE THE PAYMENT AMOUNT; AND FOR OTHER PURPOSES.

WHEREAS, George Parson and Nancy Parson, husband and wife and residents and homeowners in the City of Atlanta at 2310 Bohler Road, suffered damages to their property as the result of sewer overflows and filed suit against the City of Atlanta in the case of *GEORGE PARSON AND NANCY PARSON V. CITY OF ATLANTA*, STATE COURT OF FULTON COUNTY, CIVIL ACTION FILE NO. 04 VS 061283; and

WHEREAS, after investigation and discovery by the Law Department it appears that the damages were caused by a backup in the City's sewer line after the City had notice of a prior backup which had not been repaired, and that it would be prudent to settle the matter; and

WHEREAS, the Parsons through their attorney have offered to compromise the litigation for approximately 80% of the damages they claim; and

WHEREAS, in the opinion of the City Attorney the proposed settlement of the claim for \$16,847.64 is appropriate and is in the best interest of the City, now therefore:

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA HEREBY
RESOLVES:

Section 1: THAT the City Attorney is hereby authorized on behalf of the City of Atlanta to settle the claim of George and Nancy Parson against the City of Atlanta as set forth in the case of *GEORGE PARSON AND NANCY PARSON V. CITY OF ATLANTA*, STATE COURT OF FULTON COUNTY, CIVIL ACTION FILE NO. 04 VS 061283 by paying Sixteen Thousand, Eight Hundred, Forty-Seven (\$16,847.64) Dollars and Sixty-Four Cents, in full settlement of all claims of the Plaintiff against the City of Atlanta, its officers and employees, arising out the incident which was the subject matter of the litigation.



Section 2:

THAT in furtherance of said settlement the Chief Financial Officer is authorized to issue the City's check in the sum of Sixteen Thousand, Eight Hundred, Forty-Seven (\$16,847.64) Dollars and Sixty-Four Cents, payable jointly to George Parson and Nancy Parson and their attorney of record Ronald W. Parnell, P.C., and to charge such amount to Account No. 1A01 (General Fund) – 529017 (Property Liquidation) - T31001 (Non-Departmental), "Settlement of Suits and Claims."

Section 3:

THAT the City Attorney is authorized to enter into and execute on behalf of the City of Atlanta any and all documents, agreements and pleadings necessary to effectuate the settlement as authorized herein.

A true copy,

Rhonda Daughlin Johnson
Municipal Clerk, CMC

ADOPTED by the Council
APPROVED by the Mayor

June 20, 2005
June 23, 2005

RCS# 6751
6/20/05
3:36 PM

Atlanta City Council

Regular Session

CONSENT I CONSENT I PG(S) 4-21 05-R-1086 05-R-1084
 05-O-0972 05-R-1093 05-O-0906 05-R-0905
 ADOPT

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 0
ABSENT 2

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	Y Martin	Y Norwood
Y Young	B Shook	B Maddox	Y Willis
Y Winslow	Y Muller	Y Sheperd	NV Borders

CONSENT I

05-1073
(Do Not Write Above This Line)

A RESOLUTION

BY THE PUBLIC SAFETY AND LEGAL
ADMINISTRATION COMMITTEE

A RESOLUTION AUTHORIZING THE
SETTLEMENT OF ALL CLAIMS AGAINST
CITY OF ATLANTA BY GEORGE PARSON
AND NANCY PARSON V. CITY OF
ATLANTA, STATE COURT OF FULTON
COUNTY, CIVIL ACTION FILE NO. 04 VS
061283, FOR THE SUM OF \$16,847.64;
AUTHORIZING SAID PAYMENT TO BE
CHARGED TO AND PAID FROM
ACCOUNT NO. 1A01 (GENERAL FUND)-
529017 (PROPERTY LIQUIDATION)-131001
(NON-DEPARTMENTAL), "SETTLEMENT
OF SUITS AND CLAIMS"; AUTHORIZING
THE CHIEF FINANCIAL OFFICER TO
DISTRIBUTE THE PAYMENT AMOUNT;
AND FOR OTHER PURPOSES.

JERRY DELOACH, DEPUTY CITY ATTORNEY

ADOPTED BY

JUN 20 2005

- ☐ CONSENT REFER
☐ REGULAR REPORT REFER
☐ ADVERTISE & REFER
☐ 1st ADOPT 2nd READ & REFER
☐ PERSONAL PAPER REFER
- COUNCIL**

Date Referred
Referred To:
Date Referred
Referred To:
Date Referred
Referred To:
Date Referred
Referred To:

First Reading

Committee _____
Date _____
Chair _____
Referred To _____

PSLA Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)
Other

Members

Refer To

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)
Other

Members

Refer To

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)
Other

Members

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)
Other

Members

Refer To

Refer To

CERTIFIED

JUN 20 2005

Seal of the City of Atlanta
JUN 20 2005
Mayor's Office

MAYOR'S ACTION

Mayor's Office

- FINAL COUNCIL ACTION
☐ 2nd ☐ 1st & 2nd ☐ 3rd
Readings
☒ Consent ☐ V Vote ☒ RC Vote